IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 5TH JULY 2006 / 14TH ASHADA 1928

Bail Appl..No. 4012 of 2006()

CRMP.1922/2006 of SESSIONS COURT, PALAKKAD
(O.R.NO. 2/2006 OF ORUKOMBAN FOREST RANGE)

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PETITIONER/ACCUSED

BIJU, S/O.VELAYUDHAN,
AGED 31 YEARS, IRINJAMPULLY HOUSE,
P.O.PADY, MATTATHUR VILLAGE, THRISSUR DISTRICT.

BY ADV. SRI.PAUL JACOB

RESPONDENTS: STATE/COMPLAINANT

STATE OF KERALA, REP. BY FOREST
RANGE OFFICER, ORUKOMBAN, PALGHAT DIST.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 05/07/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A.4012/2006

DATED THIS THE 5TH DAY OF JULY, 2006

O R D E R

The petitioner is the first accused in O.R.No.2/2006 of Orukomban Forest Range Office. The allegation is that he had illegally cut and removed the sandal wood from the forest area. Therefore, the forest officials had registered the crime against the petitioner, under Section 27(1)(e) (iii) and (IV) of the Kerala Forest Act. The petitioner remains in judicial custody from 25.5.2006, as arrested by the officials. Hence the application for bail.

2. When the petition came up for consideration, the learned Public Prosecutor submitted that there are about seven cases registered under the Forest Act, against the petitioner and he is a habitual violator of the Abkari laws. The Public Prosecutor also gave the details of the cases registered by Karumala Forest Range and Parambikulam Forest Range.

3. In the above facts situation, I hold that the

release of the petitioner at this stage, would be detrimental to the interest of the prosecution.

Therefore, the application is dismissed.

J.M.JAMES
JUDGE

mrcs